IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELATE CIVIL JURISDICTION

WRIT PETITION NO.7958 OF 2004

Vijay R. Pawar ..Petitioner

Vs.

Ambernath Municipal Council & Ors. ..Respondents

Mr.Balkrishan Joshi Advocate for Petitioner
Mr.R.M.Patne, A.G.P. for Respondent No.1 & 2

CORAM: F.I. REBELLO &
S.P. KUKDAY, JJ.
DATE: 11TH MARCH, 2005.

P.C.

. Four other petitioners had approached this Court by way of Writ Petitions, which came to be disposed of by order dated 26th June, 2003. In those cases the show-cause notices were withdrawn and the consequent orders were set aside. The State Government was to issue fresh notices and take action in action in accordance with law. Accordingly in those cases orders have been withdrawn and fresh notices were issued.

. The case of the Petitioner is similar, except that he had not approached this Court earlier. It is his contention that he believed in good faith and was under the impression that since the notices in above mentioned Petitioners were withdrawn the notice against him also ought to have

been withdrawn . So far as the Petitioner is concerned the same order will have to be made though by itself this may not be a very good reason.

. However, considering the fact that in case of four others similarly situations, the orders were withdrawn and fresh notices were issued, we think it proper that the petition be made absolute in terms of prayer clause (a) with liberty to the Respondent to issue fresh notice to the Petitioner as has been done in the other cases, if so advised.

. Petition stands disposed off accordingly.

(F.I.REBELLO,J.)

(S.P. KUKDAY,J.)